Docket No.: 50229-2

Corres. and Mail

AF/ 1645

PATENT

TED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Response Under 37 CFR 1.116 - Expedited Procedure

:Customer Number: 20277

Susheng GAN, et al.

Confirmation Number: 5823

Application No.: 09/973,945

Group Art Unit: 1645

Filed: October 11, 2001

Examiner: not yet assigned

For: GENETIC INSULATOR FOR PREVENTING INFLUENCE BY ANOTHER GENE PROMOTER

Mail Stop Amendment AF Honorable Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Amendment in the above identified application.

No additional fee is required.

Applicant is entitled to small entity status under 37 CFR 1.27

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	11	20	0	\$18.00 =	\$0.00
Independent Claims	2	3	0	\$88.00 =	\$0.00
		Multiple claims newly presented			\$0.00
	Fee for extension of	Fee for extension of time			
					\$0.00
		Total of Above Calculations			\$0.00

 \Box Please charge my Deposit Account No. 500417 in the amount of \$0.00. An additional copy of this transmittal sheet is submitted herewith.

 \boxtimes The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

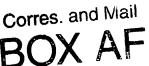
Jadith L. Toffenetti Registration No. 39,048

Please recognize our Customer No. 20277 as our correspondence address.

600 13th Street, N.W. Washington, DC 20005-3096 Phone: 202.756,8000 JLT:dmd

Facsimile: 202.756.8087 Date: December 1, 2004

WDC99 1012346-1.050229.0287



Docket No.: 50229-0287 PATENT



A RESPONSE UNDER 37 C.F.R. § 1.116 EXPEDITED PROCEDURE EXAMINING GROUP 1631

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Confirmation No. 5823

Susheng GAN, et al.

Customer No. 20277

Serial No.: 09/973,945

Group Art Unit: 1631

Filed: October 11, 2001

Examiner: Ly, Cheyne D.

For:

GENETIC INSULATOR FOR PREVENTING INFLUENCE BY ANOTHER GENE

PROMOTER

AMENDMENT AND REPLY AFTER FINAL REJECTION

MAIL STOP NON-FEE AMENDMENT

Honorable Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the final Office Action mailed on September 1, 2004, kindly amend the above-captioned patent application as set forth below.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.